

FISCAL NOTE

TO: Chief Clerk of the Senate
Chief Clerk of the House

FROM: James A. Davenport, Executive Director

DATE: March 12, 2003

SUBJECT: **SB 1644 - HB 1728**

This bill, if enacted, adds language that defines "Portable commercial facility" to mean any hazardous waste management facility which is transported to a hazardous waste site for the purpose of storage, treatment or disposal of hazardous waste. A portable commercial facility stores, treats and disposes of hazardous waste generated off-site.

Further, the Commissioner of Environment and Conservation shall issue no permits or authorize a commercial facility to store, treat or dispose of hazardous waste generated in any other state. The commissioner may deny or revoke any permit that does not comply.

The fiscal impact from enactment of this bill is estimated to result in minimal impact; however it should be noted that the Department of Environment and Conservation has indicated that provisions of this bill may violate the commerce clause of the U. S. Constitution concerning discrimination on the basis of state of origin.

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James A. Davenport". The signature is written in a cursive, flowing style.

SB 1644 - HB 1728

James A. Davenport, Executive Director